PTO/SB/21 (09-04)
Approved for use through 07/31/2005. OMB 0551-0031

Under the Paperwork Reduction Act of 1995, r	no persons are required to respond t	U.S. Palent and Tr to a collection of info	ademark Office; U.S. Armation unless it dist	DEPARTMENT OF COMMERCE plays a valid OMB control number.
XIIX	Application Number	10/730.313		BUG.
TRANSMITTAL	Filing Date	12/04/2003	<u>. </u>	CENTRALEGEIVED
FORM	First Named Inventor	John-Carlu	cci	GENTAAL FAX GENTE
	Art Unit	3764		APR 2 7 2000
	Examiner Name	Jerome W.	Donnelly	*** N. 2 / 2005
(to be used for all correspondence after initial file	Attorney Docket Nun	abor -	· · · · · · · · · · · · · · · · · · ·	
Total Number of Pages in This Submission 10		64766-500		
	ENCLOSURES (Che	ck all that apply)	
Fee Transmittel Form	Drawing(s)		Appeal C	wance Communication to TC communication to Board
Fee Allached	Licensing-related Pape	r s		ls and Interferences
Amendment/Repty	Petition		Appeal C (Appeal N	ommunication to TC otice, Brief, Reply Brief)
After Final	Petition to Convert to a Provisional Application		Proprieta	ry Information
Affidavits/declaration(s)	Power of Attorney, Rev Change of Corresponde		Status Le	etter
	Terminal Disclaimer	Pure Vogless	Other En	closure(s) (please identify
Extension of Time Request			Ll below):	
Express Abandonment Request	Request for Refund			
Information Disclosure Statement	CD, Number of CD(s) _			
	Landscape Table	on CD		
Certified Copy of Priority Document(s)	Remarks			· · · ·
Reply to Missing Parts/				
Incomplete Application				
Reply to Missing Parts under 37 CFR 1.52 or 1.53				
SIGNAT	URE OF APPLICANT, A	TTORNEY, O	RAGENT	
im Nama				
Jeffer Mangels Buller & Ma	maro LLP			
Signature	_			
rinted name Brennan C. Swaid	}			
Date	27 06	Reg. No.	43,175	·
	21/06		40,170	
CF	RTIFICATE OF TRANSA	/ISSION/MAI	LING	
				4 Control Control of the
hereby certify that this correspondence is bei sufficient postage as first class mail in an enve	ing racsimile transmitted to the clope addressed to: Commissio	usPTO or depos ner for Patents, P	rted with the United P.O. Box 1450, Alex	a States Postal Service with xandria. VA 22313-1450 on
he date shown below: Signature // // // // // // // // // // // // //				
<u> </u>	u			
yped or printed name Christina Pham			Date	4/27/06
There of human tierne				112.100

This collection of information is required by 37 CFR 1.5. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including galbering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patern and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the farm, call 1-800-PTO-9199 and select option 2.

REGEIVED CENTRAL FAX CENTER

APR 2 7 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

John CARLUCCI, et al.

Serial No.: 10/730,313

Filed:

December 4, 2003

For:

MUSCLE STRETCHING

DEVICE AND METHOD OF

USING THE SAME

Art Unit: 3764

Examiner: Jerome W. Donnelly

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that, on the date shown below, this correspondence is being transmitted via facsimile number 571-273-8300 addressed to the Commissioner for Patents, P.O. Box 1450, Alexandry, VA 223-13-1450 on April 27, 2006. by Christina Pham

AMENDMENT AND RESPONSE TO OFFICE ACTION

Dear Sir/Madam:

In response to the Office Action mailed on January 30, 2006, Applicant hereby amends the above-identified application, as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

Amendment and Response to January 30, 2006 Office Action

-1-

Appl. No. 10/730,313 Atty. Docket No. 64766-5003

Customer No. 24574